

MEETINGS TO DATE 8
NO. OF REGULARS 7
NO. OF SPECIALS 1

LANCASTER, NEW YORK
APRIL 7, 1986

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 7th day of April 1986, at 8::00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD ,TOWN ATTORNEY
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all Interested persons upon the rezone petition of Harold J. Zoerb for premises located on the southwest corner of Harris Hill Road and Wehrle Drive.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner and the Engineer for the Petitioner notifying them of the time and place of this Public Hearing.

PUBLIC HEARING SCHEDULED FOR 8:10 P.M. CONT'D.:

The Town Clerk presented a disclosure letter from the Town Consultant indicating he is the agent for the petitioner and therefore made no recommendations to the Planning Board.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed rezone.

The Town Clerk presented the following communications relative to this Public Hearing: a letter from the Clarence Planning Board, dated April 1, 1986, expressing a united effort be undertaken between towns to improve Wehrle drive, Gunnville Road and Harris Hill Road.

QUESTIONS AND COMMENTS

Merl Wilson, Member,	5059 Ledge Lane, Clarence
Clarence Planning Board	4075 David Road, Clarence
Marilyn Irr	5631 Broadway, Lancaster
Jack Bromwich	
Bob Sinclair, Asst. Fire Chief	
Bowmansville V.F.D.	

PROPOSERSADDRESS

None

OPPOSERSADDRESS

Mrs. Jerome Sugler	2761 Wehrle Drive, Lancaster
Tim Weppner	2785 Wehrle Drive, Lancaster
Patricia Salley	8460 Wehrle Drive, Lancaster
Marg Crehan	8450 Wehrle Drive, Lancaster
Rex Johnson	542 Harris Hill Road, Lancaster

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:30 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes from the Special Meeting of the Town Board, held on March 5, 1986, and the Regular Meeting of the Town Board, held on March 17, 1986, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-MIN

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, the United States House of Representatives has passed a
bill (H.R.3838) containing provisions which may severely impact the tax
exemption market, and

WHEREAS, such proposed legislation will adversely affect a
municipality such as the Town of Lancaster in the issuance of bonds for
capital purchases and projects,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
memorializes Representative Henry J. Nowak and Senator Daniel P. Moynihan
and Senator Alfonse M. D'Amato to consider the adverse affect such legislation
would have on municipalities in New York State.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

April 7, 1986

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, JOSEPH WALTER and BARBARA WALTER, 164 Peppermint Road,
Lancaster, New York, have petitioned the Town Board of the Town of Lancaster
for the rezone of certain property situate on the north side of Peppermint
Road in the Town of Lancaster, from an SA - Suburban Agricultural District
to an M-1 Light Industrial District, and

WHEREAS, this Petition has been referred to the Planning Board of
the Town of Lancaster for its recommendation and report;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of
the State of New York, a public hearing on the proposed rezone will be held
at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of
April, 1986, at 8:10 o'clock P.M., Local Time, and that Notice of the time and
place of such hearing be published in the Lancaster Bee, a newspaper of
general circulation in said Town and be posted on the Town Bulletin Board, and
a copy of such Notice of Hearing be referred to to the Erie County Department
of Planning, pursuant to Section 239(m) of the General Municipal Law, which
notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 7th day of April, the said Town Board will hold a Public Hearing on the 21st day of April, 1986, at 8:10 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an SA-Suburban Agricultural District to an M1-Light Industrial District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie, and State of New York, being part of Lot No. 1, Section 6, Township 11, Range 6 and part of Lot No. 11, Section 3, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

BEGINNING at a point in the center line of Peppermint Road Sixty-Three and Sixteen Hundredths (63.16) feet west of the southwest corner of Lot No. 11, measured along the center line of Peppermint Road; thence north on a line having an interior angle of $90^{\circ} 37'$ with the center line of Peppermint Road a distance of Seven Hundred Twenty-six (726) feet; thence east on a line parallel with the center line of Peppermint Road Sixty-Three and Sixteen Hundredths (63.16) feet to the west line of Lot No. 11 and thence continuing east on a line parallel with the center line of Peppermint Road Two Hundred Thirty-Six and Eighty-Four Hundredths (236.84) feet to a point which is Seven Hundred Twenty-Six (726) feet north of the center line of Peppermint Road; thence south on a line parallel to the first mentioned boundary Seven Hundred Twenty-six (726) feet to the center line of Peppermint Road and thence westerly at an interior angle of $89^{\circ} 23'$ with the last mentioned boundary along the center line of Peppermint Road Three Hundred (300) feet to the point or place of beginning, containing 5 acres more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

April 7, 1986

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore
approved a building permit for Walter Szczublewski on the 1st day of July,
1985, and

WHEREAS, Mr. Szczublewski has requested a refund of the permit fee
of \$225.00 since he no longer can afford to build on the property, and

WHEREAS, none of the necessary inspections or services by the Town
were ever performed since Mr. Szczublewski never began building,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and
directed to process a refund check in the amount of \$225.00 to Mr.
Szczublewski which represents the building permit fee and forward same to
Walter Szczublewski, 11951 Genesee Street, Millgrove, New York, and that
said amount shall be paid from Account No. 02-0002-2555 of the General
Fund-Town Outside Villages, of the 1986 Budget of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 MILLER , TO WIT:

WHEREAS, Marrano/Marc Equity Corporation, 2730 Transit Road, West Seneca, New York, by letter dated March 27, 1986, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real proerty in the Town of Lancaster within Country View East Subdivision, Phase III, and

WHEREAS, Country View East Subdivision is a subdivision within the Town of Lancaster, filed under Map Cover No. 2418 in the Erie County Clerk's Office on September 4, 1979, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public Improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit applications Nos. 86, 87, 88, 89, and 90 of Marrano/Marc Equity Corporation, 2730 Transit Road, West Seneca, New York, for the installation of:

- | | |
|---------------------------------------|--|
| P.I.P. No. 86 -
(Water Line) | Approx. 1500 lineal feet 8" PVC, 2 hydrants,
3 line valves and appurtenances. |
| P.I.P. No. 87 -
(Pavement & Curbs) | Approx. 1400 lineal feet - Shadyside Lane, from
existing pavement at STA 0+30 to existing pavement
at STA 14+30. Also approx. 120 lineal feet,
Pineview Lane, from existing pavement at STA 7+50
to intersection with Shadyside Lane STA 8+70. |
| P.I.P. No. 88 -
(Storm Sewer) | Approx. 145 feet, 6" PVC; 164 feet, 12" RCP;
419 feet. 12" CCMP; 100 feet 15" CCMP; 1 manhole;
6 road D.I.'s; 3 yard drains and appurtenances |
| P.I.P. No. 89 -
(Street Lighting) | Specific to those lots located in Phase III,
i.e. Sublots 75 through 78; 96 through 122
inclusive as shown on part of Map Cover No. 2418 |

P.I.P. No. 90 -
(Sidewalks)

Across every lot frontage facing an improved street, specific to those lots located in Phase III, including Sublot numbers 75 thru 78; 96 thru 122 inclusive, and across any public easements on rights of way located between lots as shown as part of Map Cover #2418 Countryview East Subdivision.

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-P.I.P.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, David Brown of the Supervisor's Office of the Town of Lancaster, by memo dated April 4, 1986, has requested permission to attend the 1986 County Finance School sponsored by the Office of the State Comptroller, the New York State Association of Counties and the County Treasurer's and Finance Officers Association, at Liverpool, New York, from May 5th through May 7th, 1986,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID BROWN be and is hereby authorized to attend the 1986 County Finance School, at Liverpool, New York, from May 5th through May 7th, 1986, and

BE IT FURTHER

RESOLVED, that expense reimbursement required for the attendance of DAVID BROWN at said school be and is hereby authorized in an amount not to exceed \$350.00, including mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-SEM-MTGS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 1032 to Claim No. 1265 Inclusive.

Total amount hereby authorized to be paid:

\$235,173.12

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the following Building Permit Applications be and are
hereby approved and the Issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
28	Nigro devel. Corp.	87 Country Pl.	ER. FR. SIN. DWLG, PVT. GARAGE
29	Pat-Eddy Const. Inc.	207 Penora St.	ER. FR. SIN. DWLG
30	Wymer Builders	167 Penora St.	ER. FR. SIN. DWLG
31	Wymer Builders	169 Penora St.	ER. FR. SIN. DWLG
32	Wymer Builders	171 Penora St.	ER. FR. SIN. DWLG
33	Tom Weigel	7 Parkdale Dr.	EXT. FR. PVT. GARAGE
34	Marrano/Marc Equity	5 Pineview La.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARGE
35	Allan Building Corp.	211 Penora St.	ER. FR. SIN. DWLG
36	ABC Construction	3 Partridge Wk.	ER. FR. SIN. DWLG, PVT. GARAGE
37	ABC Construction	34 Country Pl.	ER. FR. SIN. DWLG, PVT. GARAGE
38	John Pawelski	71 Country Pl.	EXT. FR. SIN. DWLG
39	Clarence Blank	15 Ravenwood Dr.	ER. BRK. FIREPLACE
40	M/M David Tabaczynski	185 Pavement Rd.	ER. FR. SIN. DWLG
41	James Scaglione	5979 Broadway	ER. FR. APT., PVT. GARAGE
42	M/M John Reese	11 Country Pl.	ER. FR. FENCE
43	Everett Moe	5071 Transit Rd.	ER. FR. STEEL POLE BARN
44	Daniel Nawrocki	749 Ransom Rd.	ER. FR. BRK. VEN. SIN. DWLG
45	Marrano/Marc Equity	42 Pheasant Run La.	ER. FR. BRK. VEN. SIN. DWLG
46	M/M Leo. Szczepanski	265 Warner Rd.	ER. FR. FENCE
47	Northeast Great Dane	3875 Walden Ave.	ER. STEEL SERVICE REPAIR OFF. BLDG.
48	Majestic Pools	2 Pheasant Run La.	ER. POOL
49	Majestic Pools	7 Old Schoolhouse Rd.	ER. POOL
50	Majestic Pools	32 Petersbrook Cir.	ER. POOL
51	Twin Lakes Homes	92 Country Pl.	ER. FR. SIN. DWLG, PVT. GARAGE

and,

BE IT FURTHER

RESOLVED, that Building Permit Application Nos. 40, 41, 43, 44 and 47, be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-BUILDING

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a Recreation Program for the Elderly Citizens of Lancaster for the period April 1, 1986 to March 31, 1987, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such program to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds to be expended,

NOW, THEREFORE, BE IT

RESOLVED, that such application to the New York State Recreation Council for the Elderly is in all respects approved and that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and is hereby authorized and directed to duly execute and present the aforesaid application to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-STATE-ELD

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER TO WIT:

WHEREAS, G. L. Allen Associates, 6 Molnar Court, West Seneca, New York 14224, by letters dated March 3, 1986 and March 21, 1986, have submitted a proposal to the Town Board of the Town of Lancaster for preparation of specifications and analysis of bids for providing to the Town of Lancaster a new phone system,

NOW, THEREFORE, BE IT

RESOLVED, that the letter offers of G. L. Allen Associates, dated March 6, 1986 and March 21, 1986, for providing bidding specifications and bid review for a phone system for the Lancaster Town Hall be and is hereby accepted, and

BE IT FURTHER

RESOLVED, that G. L. Allen Associates shall be compensated at a rate of \$50.00 per hour not to exceed \$2,500.00 for the entire project, and

BE IT FURTHER

RESOLVED, that a checkpoint report be submitted to the Lancaster Town Board at intervals of 500 billable activity hours and 1000 billable activity hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA TO WIT:

WHEREAS, Wilson, Klaes, Brucker & Worden, Consulting Electrical and Mechanical Engineers, 282 Delaware Avenue, Buffalo, New York 14202-1897, have previously been retained by the Town Board of the Town of Lancaster, for work in connection with the heating and modification project at the Lancaster Public Library, and

WHEREAS, said consulting firm, by letter dated April 7, 1986, has submitted an offer to cover construction monitoring and any additional assistance needed in obtaining state aid for this project, for the sum of \$1,000.00,

NOW, THEREFORE, BE IT

RESOLVED, that the letter offer of Wilson, Klaes, Brucker & Worden, P.C., dated April 7, 1986, for providing construction monitoring and additional state aid assistance for the Lancaster Public Library heating and lighting modifications for the Energy Conservation Project, for an additional fee of \$1,000.00 be and is hereby accepted.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution: -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has negotiated a Lease with the Lancaster New York Historical Society, a duly chartered not-for-profit educational corporation under the laws of New York, for the leasing of the Fanny Potter Eaton Home on Clark Street in the Village of Lancaster, which is a town-owned building, and

WHEREAS, the Historical Society desires to use said leased premises as the Town of Lancaster Historical Museum, and

WHEREAS, it is the intention of the Town Board of the Town of Lancaster, on behalf of the Town of Lancaster to jointly maintain said historical edifice for public use with the Historical Society;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute a lease with the Lancaster New York Historical Society leasing the Fanny Potter Eaton Home on Clark Street in the Village of Lancaster for use as the Town of Lancaster Historical Museum, for a term commencing upon execution of this Agreement to and including December 31, 1991, at an annual rent to commence on January 1, 1987, in the amount of \$1,200.00 which shall be due and payable in four quarterly payments of \$300.00 on January 1st, April 1st, July 1st and October 1st in each year of the Lease, and further subject to the terms and conditions contained therein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES COUNCILMAN KWAK VOTED YES
COUNCILMAN GIZA VOTED YES COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

Supervisor Keysa requested a suspension of the necessary ruly for immediate consideration of the following resolution-

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster desires to publicly recognize and commend Senator Dale Volker and Assemblyman Vincent Graber for their efforts in obtaining state funding for the Western New York Solid Waste Management Study, the CHIPS Highway Program and for the Lancaster Town Hall Historical Restoration Project,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, on behalf of all of the citizens of the Town of Lancaster, hereby extends to Senator Volker and Assemblyman Graber their sincere thanks and appreciation of their continued interest in and support of this community.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Building Inspector of the Town of Lancaster has requested authorization to purchase one (1) 1986 Plymouth Reliant, four door sedan under New York State Office of General Services Contract No. P 23185, from South Union Chrysler-Plymouth, Inc., 2565 Union Road, Cheektowaga, New York 14227, at a cost of \$7,303.78,

NOW, THEREFORE, BE IT

RESOLVED, that the Building Inspector of the Town of Lancaster be and is hereby authorized to purchase one (1) 1986 Plymouth Reliant, four door sedan, from South Union Chrysler-Plymouth, Inc., at a cost of \$7,303.78.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

April 7, 1986

File: R-PURCHASNG (Page 1)

STATUS REPORT ON UNFINISHED BUSINESS:

1. Public Improvement Permit Acceptance - Pasquale Drive
On April 7, 1986, the Town Attorney reported that the developer no longer wishes to seek public dedication of this street. The Town Clerk was directed to remove this item from future Town Board agendas.

2. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity).
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1986.

3. Public Improvement Permit Authorization - Country View East Subdivision, Phase II (Marrano/Marc Equity).
On August 19, 1985, the Town Board approved Public Improvement Permit Nos. 81 (water line), 82 (pavement and curbs), 83 (storm sewer) 84(street lighting) and 85 (sidewalks). On December 2, 1985, Public Improvement Permit Nos. 81, 82, and 83 were accepted by the Town Board.

4. Public Improvement Permit Authorization - Country View East Subdivision, Phase III (Marrano/Marc Equity).
On April 7, 1986, the Town Board approved Public Improvement Permit Nos. 86 (water line), 87 (pavement and curbs), 88 (storm sewer) 89(street lighting) and 90 (sidewalks).

5. Public Improvement Permit Authorization - Heritage Hills Subdivision
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.

6. Public Improvement Permit Authorization - Lancaster Industrial Commerce Center
The Town Board authorized issuance of P.I.P. No. 79 (water main) and No. 80, (retention basin) on June 6, 1983.

7. Reconstruction of Intersection, Genesee Street and Ransom Road
On September 10, 1984 the N.Y.S.D.O.T notified the Town Board that the Final Design Report on this project is complete and available.

8. Rezone Petition - David Hawk
On March 17, 1983, a Public Hearing was held on this petition and the Town Board reserved decision.

9. Rezone Petition - Barbara and Joseph Walter
On February 3, 1986, this petition was referred to the Planning Board for review and recommendation.

9. Rezone Petition - Harold J. Zoerb
On April 7, 1986, a Public Hearing was held on this petition and the Town Board reserved decision.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

10. Traffic Study - Penora Street

On March 18, 1986, the Police Chief was requested to conduct a traffic study on this street.

11. Traffic Study - Signal, Bowen Road and William Street

On October 19, 1984, the County Deputy Highway Commissioner informed the Board that visibility restrictions have been removed at this intersection and that the present traffic control flasher was found to be adequate.

12. Traffic Study - Speed Reduction, Pavement Road, Broadway North to Walden Avenue

On August 19, 1985, this matter was referred to the Police Chief for investigation and recommendation.

13. Traffic Study - Speed Reduction, Ransom Road, Broadway North to Genesee Street

On August 19, 1985, this matter was referred to the Police Chief for investigation and recommendation.

14. Zoning Ordinance and Map Update

On June 15, 1983, Consultant Richard Brox conveyed a draft to the Town Board and Planning Board. Numerous joint sessions have been held to resolve areas of concern. SEQR review, on the ordinance only, was held on July 18, 1984. The proposed map has not been subjected to SEQR review.

PERSONS ADDRESSING TOWN BOARD:

Joseph Juszczak, 600 Pleasant View Drive, complained of illegal dumping in the flood plain on property near his home on Pleasant View Drive.

The Building Inspector was directed to investigate this complaint.

Councilman Kwak and Councilman Miller also agreed to meet at Mr. Juszczak's home on Thursday, April 10, 1986, at 5:45 P.M. to investigate the flooding on his property.

COMMUNICATIONS:

DISPOSITION

258. N.Y.S. Div. of Equalization and Assessment to Supervisor - Comments on mandatory training for Board of Assessment Review members.	R & F
259. Secretary of State to Supervisor - Notice of local government seminars to be held this spring.	R & F
260. Kutak Rock & Campbell to Supervisor - Memorandum No. 79, Tax-Exempt Finance Legislative Report.	R & F
261. Town Clerk to National Fuel - Transmittal of invoice for license fees for period 1/1/84-12/31/86.	R & F
262. Supervisor to Lancaster Village Mayor - Willingness to meet to discuss benefits of consolidation.	R & F
263. Jos. Latona, P.E. to Town Board - Announcement of formation of Latona Associates.	R & F
264. Association of Towns to Town Clerk - Certification of membership.	R & F
265. Supervisor to County Dept. of Sewerage Manage- ment - Comments and request for status report on sewer tap-in policy on Walden Ave. sewer line and ECSD No. 4 extension.	R & F
266. LIDA Secretary to Members - Report on developments during 1985.	R & F
267. Committee of Local Governments to Supervisor - Notice of public hearing to be held in Albany on 4/22/86 re: municipal zoning and satellite dishes.	R & F
268. Lancaster Village Mayor to Supervisor - Invitation to discuss consolidation efforts.	SUPERVISOR
269. Lancaster Village Mayor to Trustee Posluszny - Admonishment of actions taken re: consolidation efforts.	R & F
270. Highway Committee Chair. to Highway Supt. - Request notification of availability to discuss 1986 road repair contract.	R & F
271. County Water Authority to Supervisor - Procedure for eliminating frozen hydrants.	SUPERVISOR HIGHWAY COMMITTEE
272. NYS Commission on Cable TV to Supervisor - Notice of proposed rulemaking re: regulations implementing the SEQR.	CABLE TV COMMITTEE
273. Cheektowaga Town Clerk to Supervisor - Legal Notice of public hearing to be held 4/7/86 re: Special Permit Application to conduct auto sales at 4900 Transit Rd.	R & F
274. Town of Eden Supervisor to County Executive County Legislature and all Municipalities - Transmittal of resolution urging County to implement E-911 system.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

275. Erie County Partnership to Supervisor - Transmittal of applications and data for 1986 Summer Youth Employment Program.	<u>R & F</u> _____ _____
276. Marrano/Marc Equity to Supervisor - Request re-evaluation of Town's P.I.P. inspection fee charges.	<u>R & F</u> _____ _____
277. Drainage Committee Chair. to Highway Supt. - Request input re: ditch work on North side of William St.	<u>DRAINAGE COMMITTEE</u> _____ _____
278. Town Clerk to Highway Supt. and DCO - Notice of possible sale of Walden Ave. Highway Garage with request for comments.	<u>R & F</u> _____ _____
279. Town Attorney to Lancaster Library Director - Directive re: energy conversion project.	<u>R & F</u> _____ _____
280. Town Clerk to NYSE&G - Transmittal of invoice for license fees for period 1/1/82-12/31/86.	<u>R & F</u> _____ _____
281. Town Attorney to Donald Symer - Response to letter re: satellite dishes.	<u>R & F</u> _____ _____
282. Jolene Reid to Supervisor - Request declaration of "Kids Day."	<u>HUMAN SERVICES COMM.</u> _____ _____
283. Police Commissioners to Town Board - Recommendation of appointment of Gerald J. Gill Jr. to police force.	<u>TOWN ATTORNEY FOR RESOLUTION</u> _____ _____
284. Assoc. of Erie County Governments to Supervisor - Notice of meeting to be held 3/27/86 at Orchard Park.	<u>R & F</u> _____ _____
285. Town Clerk to Town Board - Explanation of Project MTUC.	<u>R & F</u> _____ _____
286. United Utility Research, Inc. to Supervisor - Utility Audit Report.	<u>SUPERVISOR</u> _____ _____
287. Lancaster Public Library Secretary to Supervisor - Recommendation that Wilson, Klaes, Brucker and Worden be retained for energy conversion project.	<u>R & F</u> _____ _____ _____ _____
288. Asst. Building Inspector to Town Board - Monthly report for March 1986.	<u>R & F</u> _____ _____
289. N.Y.S. Off. for the Aging to Supervisor - Application for renewal of Recreation Program for the Elderly.	<u>R & F</u> _____ _____
290. Depew Memorial Day Committee to Town Board - Invitation to participate in parade.	<u>R & F</u> _____ _____
291. N.Y.S. Dept. of Environmental Conservation to Pine Hill Concrete Mix Corp. - Permit transmittal letter re: mined land reclamation permit.	<u>R & F</u> _____ _____ _____ _____
292. County Div. of Highways to Town Board - Request additional data re: traffic problems on Penora St. and Town Line Rd.	<u>SAFETY COMMITTEE</u> _____ _____ _____

COMMUNICATIONS:DISPOSITION

293. Colden Town Clerk to Town Board - Resolution re: publication of County salaries.	R & F
294. Colden Town Clerk to Town Board - Resolution re: lost tax revenue.	R & F
295. N.Y.S. Board of Elections to Town Clerk - Transmittal of forms to be completed re: polling place accessibility to the handicapped.	TOWN CLERK
296. Highway Supt. to Highway Committee Chair. - Response re: extra help for snow emergencies.	HIGHWAY COMMITTEE
297. Highway Supt. to Supervisor - Transmittal of copy of CHIPS Capital Project Description.	HIGHWAY COMMITTEE
298. Town Clerk to Board of Elections - Transmittal of forms and request of waiver for various Town polling places re: handicapped.	R & F
299. Highway Supt. to Supervisor - Notice of availability for meetings during working hours.	HIGHWAY COMMITTEE
300. Supervisor to Congressman Kemp - Comments re: revenue sharing position.	R & F
301. Sabastian Manti to Highway Supt. - Notice of retirement effective 4/1/86.	R & F
302. Planning Board to Town Board - Minutes from meeting held 3/19/86.	R & F
303. Sen. Moynihan to Supervisor - Update on Senate Budget Committee meeting re: General Revenue Sharing Program.	R & F
304. Planning Board to Town Board - Recommendation of denial re: M/M Walter rezone petition.	R & F
305. Planning Board to Town Board - Recommendation of waiver for sidewalk requirements for 1350 Town Line Rd. and 61 Steinfeldt Rd.	R & F
306. Proclamation - Period 4/6-4/9/86 LVAC Fund Drive.	R & F
307. Depew Village Clerk to Supervisor - Notice of public hearing to be held 4/15/86 re: rezoning of 5319 and 5333 Transit Rd.	R & F
308. Marrano/Marc Equity to Town Clerk - Transmittal of P.I.P.'s for CountryView East Subdivision, Phase III.	R & F
309. Town Clerk to Zoning Board Members, Building Inspector and Dep. Town Attorney - Transmittal of variance petition of Richard Church.	R & F
310. Town Clerk to Town Board - Notice of contracts due to expire on 6/30/86.	TOWN ATTORNEY
311. D.C.O. to Town Board - Monthly report for March 1986.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

312. G. L. Allen Associates to Town Clerk - Addendum to telecommunications project proposal.	<u>TOWN CLERK FOR</u> <u>SUSPENDED RESOLUTION</u>
313. County Water Authority to Town Clerk - Notice of hydrant replacement at 214 Seneca.	<u>R & F</u>
314. Building Inspector to Various Contractors - Directive re: sidewalk installation requirement on Penora St.	<u>R & F</u>
315. Assemblyman Graber to Town Clerk - Acknowledgement of receipt of resolution re: appointment of members to boards of assessment review.	<u>R & F</u>
316. Town Clerk to Supervisor - Monthly report for March 1986.	<u>R & F</u>
317. Lancaster 4th of July Committee to Supervisor - Invitation to participate in annual parade.	<u>R & F</u>
318. Lancaster 4th of July Committee to Opera House - Request intentions regarding holiday.	<u>R & F</u>
319. County Dept. of Environment and Planning to Supervisor - Transmittal of lease for 3789 Walden Ave.	<u>R & F</u>
320. Clarence Planning Board to Town Board - Comments re: Zoerb rezone hearing.	<u>R & F</u>
321. Erie County Partnership to Youth Board and Town Hall - Transmittal of new guidelines re: SYEP applications.	<u>R & F</u>
322. N.Y.S. Supervisors' and County Legislators' Assoc. to Supervisor - Request adoption of resolution re: cable television ruling by N.Y.S. Comm. on Cable TV.	<u>TOWN CLERK FOR</u> <u>RESOLUTION FOR 4/21/86</u>
323. Ruth Herrnreiter to Supervisor - Complaint re: sewer rehab cleanup on Meadow Lea.	<u>SEWER COMMITTEE</u> <u>ENGINEER</u>
324. Trinity Episcopal Church to Sen. Volker - Opposition to widening of Broadway.	<u>R & F</u>
325. Highway Committee Chair. to Highway Supt. - List of dates for meeting to discuss 1986 road repair contract.	<u>R & F</u>
326. Lancaster Opera House Dir. to Town Board - Schedule for summer and request timetable for Town Board meetings during reconstruction of Town Hall.	<u>R & F</u>
327. Marrano/Marc Equity to Supervisor - Request reduction of inspection fee deposit re: Country View East Subdivision, Phase III.	<u>ENGINEER</u>
328. Town Attorney to Town Board - Proposed dedication of Pasquale Dr.	<u>R & F</u>
329. Planning Board to Town Board - Minutes from meeting held 4/2/86.	<u>R & F</u>

COMMUNICATIONS CONT'D.:DISPOSITION

- | | |
|---|--|
| 330. Town Attorney to Pine Hill Concrete Mix. Corp. -
Response to request for release of securities. | <u>R & F</u> |
| 331. Lancaster 4th of July Committee to Supervisor -
Seeking financial support for celebrations. | <u>TOWN CLERK - FOR</u>
<u>NOTIFICATION</u> |
| 332. Preservation League of N.Y.S. to Supervisor -
Invitation to attend N.Y.S. Coalition of
Local Landmark and Historic District Commissions
on 4/18/86 in Albany. | <u>PUBLIC SAFETY COMMITTEE</u> |
| 333. D.C.O. to Councilman Czapla -
Comments re: dog census and court fees. | <u>R & F</u> |
| 334. D.C.O. to Town Board -
No objection to moving dog control facilities
to Town Center. | <u>R & F</u> |
| 335. David Brown to Town Board -
Request authorization to attend 1986 County
Finance School from 5/5-7/86 at Liverpool. | <u>R & F</u> |

The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications -
SUSPENSION GRANTED.

- | | |
|--|--|
| 336. Town Engineers to Town Board -
Notice of exhaustion of funds re: Sewer Rehab
Project. | <u>SEWER COMMITTEE</u> |
| 337. Northeast Solid Waste Management Board to
Members -
Notice of meeting to be held 4/10/86 at
Lancaster Village Hall. | <u>COUNCILMAN MILLER</u> |
| 338. Wilson, Klaes, Brucker & Worden, P.C. to
Supervisor -
Request additional fee to cover construction
monitoring and state aid assistance re:
Library Energy Conservation Project. | <u>TOWN CLERK FOR</u>
<u>SUSPENDED RESOLUTION</u> |

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 12:05 A.M. out of respect to:

HERBERT V. FERSTER
MABEL KIMBROUGH

Signed



Robert P. Thill, Town Clerk